

Anno xxix. Regina Elizabethæ.

¶ At this present Session of Parliament by prorogation holden at Westminster, the xv. day of February, in the xxix. yeere of the Reigne of our most gracious Soueraigne Lady, Elizabeth by the grace of God of England Fraunce and Ireland Queene; defender of the fayth; &c. and there continued to the dissolution of the same,

To the high pleasure of Almighty God, and the weale publique of this Realme, were enacted as followeth.

Imprinted at London by Christopher Barker, Printer to the Queenes most excellent Maiestie.

1587.



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- 7 An Acte of one Subsidie graunted by the Clergie.
- 8 An Acte for the graunt of one entire Subsidie, and two Fiftenees and Tenthes graunted by the Temporalitie.
- 9 An Acte for the Queenes Maiesties most gracious generall and free Pardon.

This Statute is not printed.

- 10 An Acte for the confirmation of the Sale of Edward Fishers lands, made towarde satisfaction of his debtes, charges, and encombrances.

Anno xxix. Reginae

Chapter

Elizabeth.

**An Acte for the confir-
mation of the Attaindors of Thomas
late Lord Paget, and others.**

The first Chapter.



TA most humble Wisse beseecheth
your most Royall Maestie the
Lords Spirituall and Tempo-
rall, and all other your most lo-
ving and obedient subjects, the
Commons of this your most high
Court of Parliament assembled,
That where Thomas Paget late
Lord Paget, late of Drayton in
Countie of Middlesex, Frauncis
Englefield late of Lodon knight,
Charles Paget late of London
Esquier, Frauncis Throckmor-
ton late of London Esquier, William Shelley late of Clapham
in the Countie of Sussex Esquier, Anthome Babington late of
Dethicke in the Countie of Derby Esquier, Thomas Salisburp
late of Ueweny in the Countie of Denbigh Esquier, Edward
Jones late of Cadogan in the said Countie of Denbigh Esquier,
Edward Abington late of Henlpye in the Countie of Worcester
Esquier, Charles Cilney late of London Esquier, Chidlock
Tycheborne late of Portchester in the Countie of Southhamp-
ton Esquier, Robert Barnewell late of London Gentleman,
John Charnocke late of London Gentleman, & John Craues
late of Prescot in the Countie of Lancaster Gentleman, having
no feare of God before their eyes, haue most falsly and trayterous-
ly committed, perpetrated & done many vnnaturall, detestable,
and abhominable Treasons, to the most fearefull perill and dan-
ger of the destruction of your most Royall person, and to the utter
losse, disherison and destruction of this your Highnesse Realme of
England, if God of his infinite goodnesse had not in due time re-
uealed, and giuen knowledge to your Highnesse of their trayte-
rous intents: Of and for the which sayd Treasons, being mani-
festly and plainly prooued, the sayd traytors and offenders before
named haue bene lawfully indicted, and some of them haue bene
and

and are lawfully and by due processe outlawed, and thereby justly attainted, and some other by triall of the Countrey, and their owne confessions, and Judgement thereupon given, lawfully and justly convicted & attainted according to the Lawes of this your Realme, as by þ Records of their severall Attaindoers more plainly it doeth and may appeare, and for the which severall offences, some of the sayd offenders haue suffered paines of death according to their demerites.

It may therefore please your Highnes of your most gracious and accustomed goodnes, & for the entier loue, sauour & heartie affection that your Maiestie hath alwayes heretofore borne, and yet beareth to the quiet estate and common weale of this your Realme of England, and for the preservation of your most Royall and excellent Maiestie, & of the good, quiet, peace, unitie, and rest of vs your most bounden & obedient subiects, to graunt and assent at the most humble desire and petition of your sayd louing and obedient subiects the Lords Spiritual and Temporall, and the Commons in this present Parliament assembled, that þ said lawfull & iust convictions & Attaindoers of all the said offenders, may be approued & confirmed, & stand effectuell in the lawe to all intents & purposes, by the authoritie of this present Parliament.

And that it may be enacted, that the sayd Thomas Paget late Lord Paget, frauncis Englefielde Knight, Charles Paget, frauncis Throckmorton, William Shelley, Anthonic Babington, Thomas Salisburie, Edward Jones, Edward Abington, Charles Cilney, Chidioc Tychborne, Robert Barnewel, John Charnocke, and John Traues, for their sayd vnnaturall, abominable, and detestable Treasons, by them & euery of them most vnnaturally, abominably & traiterously perpetrated, committed and done against your Maiestie and this your Realme, shall be by the authoritie of this present Parliament, convicted and attainted of high Treason. And that as many of the sayd offenders and persons before named, as be yet in life, & not pardoned, shall and may at your Maiesties wil & pleasure, suffer paines of death, as in case of high Treason. And that the said Thomas Paget late Lord Paget, and all and euery the sayd offenders & persons attainted before named, as wel such of them as be yet in life, as also such of them as be put to execution for their sayd Treasons, shall lose & forfeite to your Highnes, & your heires & successors, all such their Honor, Castels, Mannors, Meases, Lands, Tenements, Rentes, Reuerfions, Remainders, Offices, Rights, Conditions, and all other their Hereditaments, of what names, natures, or qualitties soeuer they be, which they or any of them had to their owne ble or bles, the day of their said severall Treasons or offences by them or any of them committed, perpetrated or done, or at
any

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anytime lictence. And that all and singular their sayd Honors, Castles, Manors, Heales, Lands, Tenements, Rentes, Reuerfions, Remainders, Offices, Rights, Condicions, & all other their Hereditaments, shalbe deemed, vested and iudged to be in the actuell and reall possession of your Maestie, without any office or inquisition thereof hereafter to be taken or found, according to the common Law of this your Realme. Sauing to euery person and persons, bodie politique & corporate, & to the heires, assignes and successors of euery of them, (other then the said Thomas Paget late Lord Paget, and other the sayd offenders and persons attainted before named and their heires, and the heires of euery of them clayming the premisses as heire or heires by or from them, or by or from any of them, And all & euery other person or persons clayming by them or any of them, to their vses or behoofes, or to the vse or behoofe of any of them, or to the vse of any of their sayde heires) all such right, title, vse, possession, interest, Reuerfion, Remainder, Entrie, Condicions, fees, Offices, Rentes, Annuities, Comuons, and all other commodities and Hereditaments, whatsoeuer they or any of them had or ought to haue had in the premisses or any part thereof, at or before the same seuerall treasons by the said seuerall offenders committed or done, in as large & ample maner, as if this Act had neuer bene had or made. And also all such right, title, vse, possession, interest, reuerfion, Remainder, Entrie, Condicions, fees, Offices, Rentes, Annuities, Comuons, and all other commodities and Hereditaments whatsoeuer, which they or any of them now haue, or at any time hereafter shall or may haue, onely by vertue of any conueyance or limitation made before the same seuerall treasons committed or done, This Act or any thing therein contained notwithstanding, and in as large and ample maner, as if this Act had neuer bene had or made.

Provided alwayes, and neuerthelesse be it enacted by the authority aforesayde, that this Act or any thing therein contained, shall not in any wise extend to make voyde any grant, gift, lease or demyse, made by our sayd Soueraigne Lady the Queene of any of the sayd Manors, Lands, Tenements, or Hereditaments, Goods or Chattels to any person or persons by letters Patentes vnder the great Seale of England, or vnder the Seale of a Court of Chancery, at any time or times lictence the sayde treasons committed: but that the same gifts, grants and leases, & letters of them, shall stand and be of such like force and effect in the Law to all intents and purposes, and of none other or better force, or this Act had neuer bin had nor made, Any thing in this Act contained to the contrary thereof notwithstanding.

An Act concerning Errors in Records of Attaindors of high Treason.

The second Chapter.



As much as through corruption, or negligent keeping, the Records of Attaindors of Treason happen many times to be impaired, blenished, or otherwise to be defective, Be it ordeined and enacted by authoritie of this present Parliament, that no Record of Attaindor, that notice is, of any person or persons of or for any high Treason, where the partie so attainted is or hath bene executed for the same Treason, shall by the heire or heires of any such person, or by any other whatsoever clayming in, from, by or vnder any such heire or heires, be in any wise hereafter reuerfed, vndone, auoyded, or impeached, by any plea, or for any Error whatsoever.

Provided alwayes neuerthelesse, that this Act nor any thing therein contained, shal in any wise extende to any Record of Attaindor of or for any Treason vpon which any writ of Error is nowe depending, or which Record is already reuerfed, repealed, or vndone, by or for any Error, matter, plea, or cause whatsoever but that the same shall be and remaine as hnto and agaynst that partie, at whose suite the same writ of Error is depending, or at whose pursuite the same Record hath bene reuerfed, repealed or vndone, and his and her heires and Assignes, as if this Act had never bene had, or made, Any thing in this Act to the contrary thereof notwithstanding.

As An

An Acte to auoyde fraudulent assurances made in certaine cases by Traytours.

The third Chapter.



Draſmuch as it hath bene and is
 very much bruted and publiſhed a-
 broad, and by ſundrye perſons pre-
 tended, that diuers and many of
 the perſons attainted of high trea-
 ſon ſithence the eight day of februa-
 rie in the eighteenth yeere of the
 reigne of our Soueraigne Lady
 the Queenes Maieſtie, for matter
 tending to the hurt, death or de-
 ſtruction of ſ^r Queenes Maieſtie,
 or to any actuall rebellion or inſur-
 rection to haue bin made within this
 Realme or any other the Queenes
 Maieſties Dominions, or for being adherent or giuing ayde and
 comfort to any the Queenes Maieſties enemies within the ſame
 Realme or els where, haue made diuers ſecret and fraudulent
 eſtates and conueyances of their Lands, Tenements and Here-
 ditaments, to the intent thereby to defraude the Queenes Ma-
 ieſtie of ſuch forfeiture of their Lands, Tenements and Heredi-
 taments, as her Highneſſe by reaſon of their ſeueral Treasons
 is or ſhall be intituled to haue: And for aſmuch as the ſayde pre-
 tended fraudulent eſtates and conueyances are yet kept ſecret
 and not openly publiſhed, and in time to come may bee very
 dangerous, and likely to tende to diſſervice the Queenes
 Maieſtie, her heires, ſucceſſours, and aſſignes, of their eſtate
 and intereſt in ſuch Lands, Tenements and Hereditaments,
 as her Maieſtie, her heires, ſucceſſours or aſſignes nowe haue
 or ought to haue, by reaſon of the ſayde Treasons, toleſſe ſome
 pouerſion be made, that ſuch ſecret eſtates, conueyances and aſ-
 ſurances may in due and conuenient time be openly publiſhed
 and brought to light.

For remedie whereof, Be it enacted by þe authoritie of this present Parliament, that euery person & persons, which hath or claimech to haue any Estate of Inheritance, Lease or Rent, not already entred of Recorde, or certified in the Queenes Maiesties Court of Exchequer, of, in, or to, or out of any Mannors, Lands or Hereditaments, by or vnder any graunt, assurances, or conueyances whatsoeuer, had, made or done at any time sithence the beginning of the Queenes Maiesties reigne, by any the persons attainted for any the causes aforesaid, sithence the said eight day of februarye, shall within two yeeres next ensuing the last day of this Session of Parliament, openly shew and bring forth, or cause to be shewed or brought forth into the Queenes Maiesties said Court of Exchequer, the same his or their graunt, conueyance and assurance, which hee or they haue or hath, or pretendeth to haue, of, in, or to any the sayd Mannors, Lands, Tenements or Hereditaments: And there in the Terme time in open Court, shall offer and exhibite the same graunt, conueyance and assurance, or vpon his or their othe, affirming that hee or they haue not nor can come by the same, or that it was neuer put in writing. Then the effect thereof in writing to be entred and enrolled of Recorde, or els euery such graunt, conueyance and assurance, shall be vtterly voyde and of none effect, to all intents and purposes.

And be it further enacted by the authoritie aforesayde, That the Lorde Treasourer, Chaucellour, and Barons of the sayde Court of Exchequer for the time being, or any of them, vpon euery such offering and exhibiting of any such graunt, conueyance or assurance, or the effect thereof, hereafter in some aforesaid to be shewed or brought forth, shall forthwith cause the same offer to be entred of Recorde, and shall likewise cause the sayde graunt, conueyance or assurance, or the effect thereof as is aforesayde, in the same Court to be entred and enrolled of Recorde, without any fee or rewarde to be taken or had of the partie for the doing thereof. And after such offer made and recorde, it shall and may be lawfull for euery person which hereafter shall exhibite and offer any such graunt, conueyance and assurance, or the effect thereof as is aforesayd, into the sayd Court of Exchequer, at his libertie and pleasure at all times within the sayd two yeeres, by process to be graunted out of the sayde Court of Exchequer, or otherwise to produce and bring forth such testimony, proofes and witnessses into the sayd Court of Exchequer, there to be examined, as he can, for the better prooffe of his sayde graunt, conueyance or assurance to be made bona fide and without any fraude or couine.

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And yet neuerthelesse, if at any time after, vpon any information vpon that case, or other information to be preferred and exhibited into the sayde Court of Exchequer, for and in the behalfe of our sayde Soueraigne Lady the Queene, her heires or successours, or vpon any action vpon that case or suite to be prosecuted by any the Patentees of the Queenes Maiestie, her heires or successours, or by any other the heires or assignes of the same Patentees, it shall happen to be sufficiently tried and prooued by verdict of xii. men, according to the common course of the Lawes of this Realme, that any of the sayd estates, assurances and conueyances made by any of the sayd traytours and persons attainted, was made vpon any fraude or couine, to the intent thereby to defraude the Queenes Maiestie of such forfeiture as might haue growen or comen to her Highnesse by reason of any the sayd Attaindoys: That then every such estate, conueyance and assurance so tried and sufficiently prooued as aforesayd, to be had or made by and vpon such fraude or couine, shall be utterly voyde and of none effect, to all intents, constructions and purposes, untill such time as such triall by verdict shal be lawfully vndone by Attaint or otherwise.

Provided alwayes, and bee it enacted by the authoritie aforesayd, that this Acte or any thing therein contained, shall not in any wise extende to any bargain and sale by deede indented and inrolled, nor to any other assurance heretofore inrolled in any the Queenes Maiesties Courts of Recorde at Westmister, made vpon good and true consideration or considerations, without fraude or couine by any of þe said persons so attainted, at any time before the day of his or their sayde seuerall treasons committed, whereof they now stande attainted: but that every such bargain and sale and assurance shall stande and be in as good force and effect, as the same was or were before the making of this Acte, any thing herein contained to the contrary thereof in any wise notwithstanding. And saving to all and every person and persons, and bodies politique and corporate, their heires and successours, and to the heires and successours of every of them, (other then such persons and their heires, as bee or haue bene parties or priue to any estate or conueyances made by fraude or couine as is aforesayde, and other then such as shall not according to the true meaning of this Statute exhibite, offer and shewe forth their sayde graunts, conueyances and assurances, or the effect thereof as is aforesayde, in the sayde Court of Exchequer, within the time to them before in this Acte limited) all such Estate, Right, Title and interest as they or any of them haue, of, in or to any of the sayde Mannours, Lands, Tenements, Rentes, Profites, and Hereditaments, or any parcell thereof,

thereof, in as large and ample maner and fourme, to all intents and purposes, as they or any of them had before the making of this Acte, Any thing in this Acte contained to the contrary thereof notwithstanding.

Provided alwayes, that this Act, or any thing therein contained, shall not extende to any Lease not exceeding xxi. yeeres, or three liues, or made for any number of yeeres determinable vpon one, two, or three liues, from the time of the making of the same Lease of Lands, Tenements, or Hereditaments most commonly vsed to be letten to farme for yeeres or liues, within the space of xx. yeeres before the making of the same Lease, and whereupon the vsual accustomed yeerely rent or more is reserued: Nor to any estate by copy of any Landes or Tenements, made according to the custome of any Mannour, whereof the same is parcell.

Provided also, that this Act or any thing therein contained, shall not in any wise extende to, nor prejudice or hinder any person or persons, for, touching, or concerning any conueyance or assurance made bona fide, vpon good consideration, and without fraude or couine, by any of the sayd persons so attainted, at any time before their seuerall treasons committed, other then onely the wiues, children, and heires apparant of the persons so attainted.

¶ An Acte to preuent extortion in Sherifes, Vndersherifes, and Bailifes of Fraunchises or Liberties,

in cases of Execution.

The iiii. Chapter.



It enacted by the authoritie of this present Parliament, That it shall not be lawfull, from the first day of May now next ensuing, to or for any Sherife, Vndersherife, Bailife of Fraunchises or Liberties, nor for any of their or either of their Officers, ministers, seruants, Bailifes or deputies, nor for any of them, by reason or colour of their or either of their Office or offices, to haue, receiue or take of any person or persons

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persons whatsoever, directly or indirectly, for the serving and executing of any extent or execution upon the body, lands, goods or chattels of any person or persons whatsoever, more, or other consideration or recompence, then in this present Acte is or shalbe limited and appointed, which shall bee lawfull to be had, received and taken, that is to say, twelue pence of and for every twentie shillings, where the summe exceedeth not one hundred poundes, and sixe pence of and for every twentie shillings, being over and above the said summe of one hundred poundes, that he or they shall so lewie or extende, and deliuer in execution, or take the bodie in execution for, by vertue and force of any such extent or execution whatsoever, upon paine and penaltie that all and every Sheriffe, vnderheriffe, Bailife of fraunchises or liberties, their and every of their ministers, seruants, Officers, Bailiffes or Deputies, which at any time after the sayde first day of May nowe next ensuing, shall directly or indirectly doe the contrary, shall lose and forfeite to the partie griued his treble damage, and shall forfeite the summe of fourtie poundes of good and lawfull English money, for every time that he, they, or any of them shall doe the contrary: The one moitie thereof to be to our Soueraigne Ladie the Queene, her heires and successours, and the other moitie thereof to the partie or parties that will sue for the same, by any plaint, action, suite, Bill, or Information, where in no Elloigne, Wager of Lawe, or Protection shall be allowed.

Provided alwayes, that this Acte, or any thing therein contained, shall not extende to any fees to be taken or had for any execution within any Citie or Towne corporate, Any thing above mentioned to the contrary thereof notwithstanding.

❧ An Acte for the continuance and perfecting of diuers Statutes.

The fifth Chapter.



Here in the first Session of Parliament holden at Westminster the twelfth day of Januarie, in the fifth yere of her Highnesse reigne, an Acte was then and there made for the punishment of such persons as should procure or commit any wilfull periuurie: And where in the Parliament begun & holden at Westminster

fter the seconde day of Aprill, in the xiii. yeere of her Maesties reigne, an Act was then and there made, for the auoyding and abolishing of sained, couenous and fraudulent feoffments, gifts, graunts, alienations, bands, suites, iudgements & executions, entituled, An Acte against fraudulent Deedes, Gifts, graunts, Alienations, &c. And where also in the first Session of the Parliament begun and holden at Westminster the xii. day of Januarie, in the sayd fifth yeere of her Highnes reigne, and from thence continued by prorogation vntill the dissolution thereof, there was one other Act made for the reuiving of a Statute of secundo et tertio Philippi & Mariae, for amending of hie wayes, all which Actes aboue mentioned are by prooffe & experience tried & found to be very necessarie and profitable for the common wealth of this Realme. For which cause, Be it enacted by the Queenes Maestie, with the assent of the Lords Spirituall and Temporal, and the Commons in this present Parliament assembled, and by the authoritie of the same, That the sayd Actes aboue remembred, and euery of them, and all & euery the branches, clauses and prouisions in them & euery of them contained, shall from henceforth be, remaine, and continue in force and effect for ever,

And where in the first Session of Parliament begun in the Citie of London the third day of Nouember, in the xxi. yeere of the reigne of our late Soueraigne Lord of famous memorie King Henry the eight, and from thence adiozned & proroged to the Palace of Westminster, an Act or Statute was made, entituled, An Act for the true making of Cables, Dallers & Ropes: And where in the Parliament holden vpon prorogation at Westminster, the fourth day of february, in the xxiii. yere of the reigne of the said King, one other Act was then and there made, entituled, An Act against killing of yong beastes called weanelings: And where in the Session of a Parliament ended at Westminster, the first day of februarie, in the fourth yeere of h^e reigne of our late Soueraigne Lord King Edward the first, one Act was made concerning the buying and selling of Rother beastes & cattell, and also one other Act was then and there likewise made, entituled, An Act for the buying and selling of Butter and Cheese: And where also in the Parliament begun at Westminster, the xxiii. day of Januarie, in the first yeere of the reigne of the Queenes Maestie that now is, and there continued by prorogation vntill the dissolution thereof, one Act was then and there made, entituled, An Act for preservation of spawne and frie of fish: And where also in the first Session of Parliament holden at Westminster the twelfth day of Januarie, in the fifth yeere of her Highnesse reigne, one Acte was then and there made, entituled, An Acte for maintenance and encrease of Tillage, and one other Act was then & there likewise made,

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made, entituled, An Act for the avoiding of diuers forreine wares, made by handicraftes men beyond the Seas: And where also in the last Session of the Parliament holden by prorogation at Westminster the last day of September, in the viii. yeere of her Maiesties Reigne, one Acte was then and there made, entituled, An Acte for Bowyers and the prices of Bowes: And where also in the Parliament begunne and holden at Westminster in the seconde day of April, in the thirteenth yeere of her Maiesties Reigne, there was one Acte and Statute made for the auoyding of some leases in certaine cases to be made of Ecclesiasticall promotions with cure, entituled, An Acte touching leases of Benefices and other Ecclesiasticall livings with cure: And where also there was one other Acte and Statute made in the said Parliament begunne and holden at Westminster the said second day of April, in the sayde thirteenth yeere, entituled, An Acte that Purueyours may take Graine, Corne, or victuals within five miles of Cambridge and Oxforde in certaine cases: and also one other Acte was then and there made, entituled, An act against vsurie: And where in the Parliament holden at Westminster the eight day of May, in the xiii. yeere of her Highnesse Reigne, there was one other Acte made, entituled, An acte for the continuation, explanation, perfecting and enlarging of diuers Statutes, in which Statute are contained diuers braunches, clauses and provisions touching and concerning the explanation, perfecting and enlarging of diuers of the statutes before mentioned: And where also in the first Session of the Parliament begunne and holden at Westminster, the eight day of May in the fourteenth yeere of the Queenes Highnesse reigne that now is, and from thence continued by prorogation till the dissolution thereof, there was one other acte made, entituled, An acte for the punishment of vagabonds, and for the reliefe of the poore and impotent: And where in the Parliament holden at Westminster aforesaide in the eighteenth yeere of her Maiesties reigne, there was one other acte made, entituled, An acte for the setting of the poore in worke, and for the auoyding of idlenesse: And where in the Parliament holden at Westminster the three and twentieth day of November in the xxvii. yeere of her Maiesties reigne, one other act was made for the reuising, continuance, explanation, and perfecting of diuers Statutes, in which are contained diuers branches, provisions and clauses, touching and concerning certaine additions and alterations vnto and of diuers of the said former recited Statutes, and other new provisions: And where in the saide Parliament holden at Westminster the three and twentieth day of November, in the seuen and twentieth yeere of the Queenes Maiesties reigne that now is, there was an Acte

made for the leuying of Issues lost by Jurors: And whereas also in the Parliament holden at Westminister the xxiii. day of November in the xxvii. yeere of the Quenes Maiesties teigne that nowe is, there was one other acte made, entituled, An act for the good gouernment of the Citie of Borough of Westminister: forasmuch as all the same seuerall acts and statutes, branches, clauses and provisions and euery of them doe seeme good, beneficiall, and needfull to the weale and profite of this Realme, Be it therefore further enacted by the authoritie of this present Parliament, that the foresaide seuerall last recited statutes and actes, and the said mentioned branches, clauses, provisions, additions, alterations, and explanations and euery of them, and all and euery article, clause and sentence in them and euery of them contained, shall be continued and endure in full force and effect during the time hereafter mentioned, that is to say, till the ende of the next Parliament next ensuing.

And where also in the first Session of Parliament holden at Westminister the xii. day of Januarie, in the said fifth yeere of her Maiesties reigne, one acte was there and there made, entituled, An acte touching certaine politike constitutions made for the maintenance of the Peace: Be it further enacted by the authoritie of this present Parliament, & so much onely of the said last mentioned acte, as that this present standeth in force, and not heretofore at any time repealed, shall continue and endure in full force & effect, vnto the end of the next Parliament next ensuing.

Provided alwaies, that whereas divers her Maiesties loving subiectes dwelling in the remote parts of this Realme, are many times maliciously troubled vpon Informations and suites, exhibited in the Courts of Kings Bench, Common pless, and Exchequer, vpon penall statutes, and are drawn by vpon proccesse out of the countreis where they dwell, and driven to attende and put in baile to their great trouble and vndoings: for reformation whereof, Be it enacted, that if any person or persons shall be sued or informed against, vpon any penall lawe in any the sayde courts of Kings Bench, Common pless or Exchequer, where such person or persons are bayleable by lawe, or where by the leave or fauour of the court such person or persons may appeare by Attourney: That in all and euery such case, the person or persons to be impleaded or sued, shall & may at the day and time contained in the first proccesse serued for his apparance, appeare by Attourney of the same Court where the proccesse is returneable, to answer and defende the same, and not be vrged to personall apparance, or to put in baile for the answering of such suite, Any former Lawe, Custome or vsage to the contrary notwithstanding.

Reginæ Elizabethæ.

Chap. vj.

¶ An Acte for the more

speedie and due execution of certaine
branches of the Statute made in the xxiiij.

yeere of the Queenes Maiesties raigne, entituled,
An Acte to retaine the Queenes Maiesties
subiects in their due obedience.

The sixth Chapter.



OR avoiding of all fraudes and
delayes heretofore practised, or
hereafter to bee put in bye, to the
hinderance of the due and speedie
execution of the Statute made
in the Session of Parliament
holden by prorogation at West-
minster, the xvi. day of Januarie
in the xxiiij. yeere of the raigne of
our most gracious soueraigne
Ladie the Queenes Maiestie,
entituled, An Acte to reteine the
Queenes Maiesties subiectes in

their due obedience: Bee it enacted by authoritie of this present
Parliament, that euery feoffment, Gift, Graunt, Conuicance,
Alienation, Estate, Lease, Encumbrance, & Limitation of Use,
of, or out of any Lands, Tenements, or Hereditaments whatso-
euer, had or made at any time since the beginning of the Queenes
Maiesties reigne, or at any time hereafter to bee had or made by
any person which hath not repaired, or shall not repaire to some
Church, Chappell, or vsuall place of Common Praier, but hath
forborne or shall forbear the same contrary to the tenor of the sayd
Statute: and which is or shall be reuocable at the pleasure of
such offendour, or in any wise directly or indirectly ment or in-
tended, to, or for the behoofe, reliefe or maintenance, or at the dis-
position of any such offender, or wherewith, or whereby, or in
consideration whereof such offender or his familie shall be main-
teined, relieved or kept, shall be deemed, and taken to bee vtterly
frustrate and boide, as against the Queenes Maiestie, for, or
concerning the leuying and paying of such summes of money as
any such person by the Lawes or Statutes of the Realme alrea-
die made, ought to paie or forfeite for not comming or repairing
to any Church, Chappell, or vsuall place of Common Praier, or

for saying, hearing, or being at any Masse, and shall also bee seized and had, to and for her Maiesties use and behoofe, as hereafter in this Acte is mentioned, Any pretence, colour, faigned consideration, or exprelling of any use to the contrarie notwithstanding.

And further be it enacted by the authority aforesaid, that every conviction heretofore recorded for any offence before mentioned, not alreadye estreated or certified into the Queenes Maiesties Court of Erchequer, shall from the Justices before whom the recorde of such conviction shall be remaining, be estreated and certified into the Queenes Maiesties court of Erchequer, before the ende of Easter Terme next coming, in such convenient certaintie for the time and other circumstances, as the Court of Erchequer may thereupon awarde out processe for seisure of the lands and goods of every such offender, as hath not paid their said forfeitures, according to the lawes and statutes in such case provided: And that every conviction hereafter for any offence before mentioned, shall be in the Court commonly called the Kings bench, or at the Assises or general gaole deliverie, & not elsewhere, and shall from the justices before whom the record of such conviction shall remaine, be estreated and certified into the said Court of Erchequer, before the ende of the Terme next ensuing after every such conviction, in such convenient certaintie as is aforesaid mentioned.

And be it also enacted by the authoritie aforesaid, that every such offender in not repairing to divine Service, but forbearing the same contrary to the said Statute, as hath bene heretofore convicted for such offence, and hath not made submission, & bene conformable according to the true meaning of the said Statute, shall without any other indictment or conviction, pay into the receipt of the said Erchequer all such summes of money, as according to the rate of xx. pound for every moneth sithence the same conviction, do yet remaine unpaid, in forme as hereafter ensueth: that is to say, the one moitie thereof before the end of next Trinitie Terme, and the other moitie thereof before the end of the next Hillary terme, or at any such other times as by the Lord Treasorer, Chancellor, & chiefe Baron of the Erchequer, or any two of them, shall by composition upon good band & surety taken be limited, before the end of the said next Trinitie Terme, if any such composition shall happen to be. And shall also in every Easter and Michaelmas Terme until such time as the same person do make submission, and be conformable according to the true meaning of the said Statute, pay into the said receipt of the Erchequer twentie poides for every moneth, which shall incurre in all that meane time.

And bee it also enacted by the authoritie aforesaid, that every such offender in not repairing to divine Service, but forbearing the

sufficient a conviction in lawe of the sayde offence whereof the partie so standeth indicted as is aforesayde, as if upon the same indictment a trial by verditte thereupon had proceeded, and bene recorded.

Provided alwaies, that whensoever any such offender as is aforesaid, shall make submission and become conformeable according to the forme limited by the sayde Statute made in the xxiij. yeere of the Queenes Maiesties reigne, or shall fortune to dye: that then no forfeiture of twentie poides for any moneth, or seisure of the lands of the same offender, from and after such submission and conformitie, or death, and full satisfaction of all the arrerages of twenty poides monethly, before such seisure due or payable, shall ensue or be continued against such offender, so long as the same person shall continue in comming to divine service, according to the intent of the sayde Statute.

And where by the sayde former Statute, the thirde part of the forfeitures for not comming to divine Service, is limited to the poore: Bee it further enacted by the authoritie aforesayde, that it shall and may be lawfull, to and for the Lord Treasorer of England, Chancellor, and chiefe Baron of the Erchequer for the time being, or two of them, to assigne and dispose of the full third part of the twentie poides for every moneth payed, or to be payed into the receipt of the Erchequer, as is aforesayde, for the reliefe and maintenance aswell of the poore, and of the houses of correction, as of impotent and maimed souldiers, as the same Lord Treasorer, Chancellor and chiefe Baron, or any two of them, shall order or appoynt, Any thing in the sayd Statute made in the sayde xxiij. yeere of her Maiesties raigne mentioned, to the contrarie thereof in any wise notwithstanding.

Provided alwaies, that this Acte or any thing therein contained, shall not in any wise extende, or bee construed to make voyde or impeache any graunt or lease heretofore made bona fide, without fraude or couine, whereupon any yeerely rent or paiement is reserved or payable, or any graunt or lease hereafter to be made bona fide without fraude or couine, whereupon the accustomed yeerely rent or more shall bee reserved, or any other conveyance, assurance or assignement whatsoever, heretofore made bona fide, upon good consideration, and without fraude or couine, which is not or shall not bee revokeable at the pleasure of such offender, other wise then to give benefite and title to her Maiestie, her heires and successours, to have, perceiue, and enjoy such rentes and paiementes during the continuance of such lease or graunt, according to the true meaning of this Acte.

And provided also, that this Acte or any thing therein contained, shall not in any wise extende or be construed to continue any seisure

the same contrary to þe sayd Estatute, as hereafter shal fortune to be thereof once convicted, shal in such of þe Termes of Easter or Michaelmas, as shal be next after such conviction, paie into the said receit of Exchequer after the rate of twētie pounds for every moneth which shal be contained in the indictment whereupon such conviction shalbe: And shal also for every moneth after such conviction without any other indictment or conviction, paie into the receit of the Exchequer aforesaid at two times in the yeere: That is to say, in euery Easter Terme & Michaelmas Terme, as much as then shal remaine vnpaid, after the rate of xx. pound for every moneth after such conviction. And if default shalbe made in any part of any payment aforesaide, contrary to the forme herein before limited, that then and so often the Queenes Maiestie shal and may by Proccesse out of the said Exchequer, take, seise, and enjoy all the goods, & two partes as wel of all the lands, tenements, and hereditaments, leases and farmes of such offender, as of all other the lands, tenements, and hereditaments liable to such seizure or to the penalties aforesayde, by the true meaning of this Acte, leauing the third part onely of the same lands, tenements, and hereditaments, leases, and farmes, to and for the maintenance and reliefe of the same offender, his wife, children, and familie.

And for the more speedie conviction of such offender, in not repairing to diuine Seruice, but forbearing the same contrary to þe said Estatute, Be it enacted by the authoritie aforesaid, that the indictment of euery such offender mentioning the not comming of such offender to the Church of the Parish where such person at any time before such indictment was, or did keepe house or residence, nor to any other Church, Chappell or vsual place of Common Prayer, shal be sufficient in the Lawe, and that it shal not be needefull to mention in any such indictment, that the partie offender, was or is inhabiting within this Realme of England, or any other the Queenes Maiesties dominions. But if it shal happen any such offender then not to bee within this Realme or other her Maiesties dominions, that in such case the party be relieved by plea to be put in in that behalfe and not other wise. And that vpon the indictment of such offender, a Proclamation shal be made at the same Assises or gaole deliuerie, in which the indictment shal be taken, if the same be taken at any Assise or gaole deliuerie, by which it shal be commanded, that the bodie of such offender shal be rendred to the Sheriffe of the same Countie, before the sayde next Assises or generall Gaole deliuerie to bee holden in the same Countie. And if at the sayd next Assises or Gaole deliuerie, þe same offender so proclaimed shal not make apparence of record, that then vpon such default recorded, the same shalbe as sufficient

B. 3.

sufficient

seizure of any Landes or Tenements of such offendour in her Maiesties handes, or in the handes of her heires or successours, after the said offendours death, which Landes or Tenements he shal haue or be seised of, only for terme of his life, or in the right of his wife,
Any thing in this acte to the contrary in any wise notwithstanding.

God saue the Queene.

